

**MEDICAL LICENSING BOARD OF INDIANA
INDIANA GOVERNMENT CENTER SOUTH
402 WEST WASHINGTON STREET
ROOM W064
INDIANAPOLIS, INDIANA 46204**

MINUTES OF MARCH 23, 2006

Worthe Holt, Jr., M.D., Vice President called the meeting to order at 11:00 a.m. and declared a quorum in accordance with IC 25-22.5.

Members Present: Worthe Holt, Jr., M.D., Vice President
Barbara Malone, J.D., Consumer Member,
Secretary
Ralph Stewart, M.D.
Bharat Barai, M.D.
William H. Beeson, M.D.

Members Absent: N. Stacy Lankford, M.D., President
Richard Krejsa, D.O.

Staff Present: Michael Rinebold, Board Director
Professional Licensing Agency
Jody Edens, Assistant Board Director
Professional Licensing Agency
James Schmitt, Deputy Attorney General
Office of the Attorney General

The Board voted to adopt the agenda and addendum as amended.

Barai/Stewart, 5/0/0

The Board voted to adopt the minutes of the February 23, 2006 meeting.

Stewart/Barai, 5/0/0

PROBATIONARY APPEARANCES

(Before only one member of the Board)

The physicians listed below, appeared per their order and no other issues arose during the probationary appearance:

Glenn Ballengee	Ann Govier	Michael Johnson
Michael Miller	Jan Peterson	Vance Raham
James Ranochak	Thomas Rollins	Lawrence Rothstein
Stephanie Sharpe	Bryan Smith	Steven Stoller
Arnaldo Trabucco	Andrew Wyant	

Michael Linton – Appeared for his personal appearance. He is non-compliant with his probation terms. The Board moved to issue an Order to Show Cause.

CONSENSUS

PERSONAL APPEARANCES

(Before only one member of the Board)

INITIAL APPLICANTS

The Board approved the following Personal Appearance recommendations submitted by all attending Board members.

Beeson/Holt, 5/0/0

<i>Mihai Ursachi, M.D.</i>	<i>Michael Bermudez, M.D.</i>
<i>Cyllene Briones, M.D.</i>	<i>Sandeep Dube, M.D.</i>
<i>Rashida Loya, M.D.</i>	

The following personal appearance was continued:

Maria Ghetu, M.D.

The following personal appearances were tabled for further documentation:

Adeeb Alshahrour, M.D. – Psychiatric evaluation
Sudhir Kapoor, M.D. – Letter from current program Director regarding his performance

Angela Williams, M.D. – All court documents regarding DUI; Letter from program Director detailing events that caused her to be placed on Probation; Addictionology evaluation

The following personal appearance appeared before the full Board:

Robert Gross, D.O., Initial Application – Dr. Gross appeared before the Board concerning a positive response on his initial application and was not represented by counsel. After an incident at the Hospital they reviewed one (1) year of his cases and found six (6) cases of under performance issues. He indicated that this was enough and he resigned. After he resigned the Hospital requested that he pay back some money and he refused. One (1) month after his refusal the Hospital filed with the NPDB. In May 2000 while driving to work he was pulled over and sited for not wearing his seatbelt. He stated he was wearing the seatbelt and while he was still sitting in his car the Officer stated that the Dr. hit him. His Lawyer said to plea no contest; he did and paid a fine of \$25 and had to contribute \$100 to a charity. The State of Colorado inquired about this issue in May 2005. He indicated to the Board that they said it was an informal inquiry and he hasn't heard anything since. After discussion the Board moved to TABLE this matter for further documentation. The Board requests all court documents concerning the seatbelt/assaulting an Office incident; documents from the CO Board regarding their investigation.

Holt/Barai, 5/0/0

Marcellus Gilreath, M.D., Initial Application – Dr. Gilreath appeared before the Board regarding a positive response on his initial application and was not represented by counsel. Dr. Gilreath indicated to the Board that he was in the Military and they were concerned about a relationship he had with an Officer. He indicated that it was just a friendship, not sexual. The Military ordered him to submit to a Psychological evaluation. The outcome indicated he had a major depressive disorder which renders a soldier non-world wide deployable. He was discharged since he was considered non-world wide deployable. His Ohio license was also placed on Probation for a period of five (5) years and during that time he had to be under a Psychiatrist treatment. Reports were sent to the Ohio Board. In 2001 his Ohio license was reinstated to full status. He was under Psychiatric care for a total of seven (7) years. He has now practiced for four (4) years without Psychiatric treatment or medication and he continues to practice without problems. After discussion the Board moved to TABLE this matter for a current Psychiatric evaluation; copy of release from treatment four (4) years ago.

Malone/Stewart, 5/0/0

George Mosby, M.D., Initial Application – Dr. Mosby appeared before the Board regarding a positive response on his initial application and was not represented by counsel. Dr. Mosby indicated that his privileges were suspended

by the VA hospital. He stated that he has tried to get information from them and they will not provide it. He no longer works for the VA. He did indicate that he received a letter stating his privileges were suspended but that it did not indicate why he was suspended. After discussion the Board moved to TABLE this matter for further documentation. The Board requested copies of the VA suspension letter and a letter from Albany Hospital indicating that the Dr resigned with no performance issues.

Barai/Stewart, 4/1/0 with Ms. Malone objecting

ADMINISTRATIVE HEARINGS

The following hearing was continued.

Ruth Serneels, M.D., License No. 01040023A, Cause No. 95 MLB 0036

Sally Booth, M.D., License No. 01042816A, Cause No. 98 MLB 0027

Respondent did appear in person and was represented by Michael McMannis regarding a Petition to Modify Probation scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. Candace Backer and Dr. Frick both with ISMA were sworn in as witnesses for the Respondent. Dr. Booth is requesting that her Probation order be changed to allow her to practice solo and she is also requesting approval of Dr. Randall as her new Supervising Physician. Mr. Douglas indicated that the State has no objection to the requested changes. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to APPROVE both requests.

Barai/Holt, 3/0/1 with Dr. Beeson abstaining
(Dr. Stewart was out attending a settlement hearing)

Deborah Anne Bartz, M.D., License No. 01057836A, Cause No. 2005 MLB 0059

Respondent did appear in person and was represented by David Mallin, Jr. regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. A settlement agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board by Steven Douglas, Deputy Attorney General. The agreement included a LETTER OF REPRIMAND. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Beeson/Barai, 3/0/2, with Dr. Stewart & Ms. Malone abstaining

Michael Adams, M.D., License No. 01045935A, Cause No. 2005 MLB 0058

Respondent did not appear in person and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Elizabeth Kiefner, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION may not request reinstatement until his Ohio and Georgia licenses are reinstated. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Barai, Beeson, 4/0/0

(Dr. Stewart was out attending a settlement conference)

Ajaz Iqbal, M.D., License No. 01056015A, Cause No. 2004 MLB 0023

Respondent did not appear in person and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Elizabeth Kiefner, Deputy Attorney General. The agreement included a condition precedent to renewing his Indiana medical license he must provide proof to the Board that the probation against his VT license has been lifted. He must also provide the Board with a certified copy of the Final Order regarding his discipline in VT. He must remain in compliance with all terms of his conditional VT medical license. He must also submit copies of any documents filed with the VT of MA Boards to the Indiana Board, including but not limited to proof of CE, quarterly employer reports, or any assessments or recommendations from Respondent's medical providers arising out of or related to the VT Final Order. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Barai/Holt, 4/0/0

(Dr. Stewart was out attending a settlement conference)

Paul Russo, D.O., License No. 02001842A, Cause No. 2005 MLB 0062

Respondent did not appear in person and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. The Respondent's counsel sent a request for a continuance. After having considered the evidence presented

and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

Malone/Beeson, 4/0/0
(Dr. Holt was not in attendance)

John Bulger, M.D., License No. 01034598A, Cause No. 2005 MLB 0022

Respondent did appear in person and was represented by Mary Watts regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. A settlement agreement between the Respondent, his counsel and the Attorney General's Office was presented to the Board by Steven Douglas, Deputy Attorney General. The agreement included INDEFINITE PROBATION may not lift for a period of five (5) years with terms and conditions. After discussion Mr. Douglas withdrew the settlement agreement and requested a continuance of this matter. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

CONSENSUS

Robert X. Williams, Jr., M.D., License No. 01058219A, Cause No. 2003 MLB 0040

Respondent did not appear in person and was not represented by counsel regarding an Order to Show Cause scheduled before the Board. The State of Indiana was not represented and the court reporter sworn in for this matter was Peggy McNamara. The Respondent sent a letter requesting a continuance of this matter as he just received notice. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

Malone/Barai, 4/0/0
(Dr. Stewart was out attending a settlement conference)

George D. Karalis, M.D., License No. 01023911A, Cause No. 90 MLB 0035

Respondent did appear in person and was not represented by counsel regarding a Request for Termination of Probation scheduled before the Board. The State of Indiana was represented by Daniel Cavallini, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. Dr. Karalis explained that the incident happened twenty (20) years ago. His CA license was placed on Probation in 1990 and the Probation was lifted in 1998. All other licenses have been fully reinstated. He has practiced in CA for thirty-two (32) years. He is in full compliance with his terms of Probation. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to TERMINATE the Order of Probation.

Holt/Barai, 4/0/0
(Dr. Stewart was out attending a settlement conference)

Let the record reflect that Dr. Holt left for the day.

Derek Tennenhouse, M.D., License No. 01056104A, Cause No. 2005 MLB 0032

Respondent did appear in person and was represented by Thomas Farlow regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Daniel Cavallini and the court reporter sworn in for this matter was Peggy McNamara. April Boswell was sworn in as a witness for the State and Dr. Paul Frederickson, Psychologist and Joane Emge, C.E.O. at Sparta Hospital were sworn in as witnesses for the Respondent.

In September 2004, Dr. Tennenhouse an inappropriate relationship with a patient. He continued to treat this patient during their relationship. Some of the procedures the Dr. performed were not charted at all or were charted much later.

Dr. Tennenhouse later decided to end the relationship with the patient, wanting to work it out with his wife. Dr. Frederickson testified that he thinks it is very unlikely that the Respondent will repeat this behavior. Ms. Emge testified that the Respondent currently is employed at her facility and he has been very open about his problems in Indiana. He has not had any complaints or problems at the Hospital. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year.

Malone/Stewart, 3/1/0, with Dr. Barai objecting

The Board moved to modify their vote by placing the Respondent's license on INDEFINITE SUSPENSION and may not modify or petition to lift for a period of one (1) year.

Malone/Stewart, 3/1/0 with Dr. Barai objecting

The Board further voted that the State met their burden on all four (4) counts.

Beeson/Malone, 4/0/0

Allen Dearing Scales, M.D., License No. 01018284A, Cause No. 2005 MLB 0057

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the

court reporter sworn in for this matter was Peggy McNamara. The Respondent's license was disciplined in Florida for prescribing medications for friends and family and failing to document the medications. Dr. Scales responded to the Notice of Proposed Default. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Malone/Stewart, 4/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION and ordered the Respondent to pay a \$1,000 fine.

Malone/Stewart, 4/0/0

Christ Pete Koulis, M.D., License No. 01042036A, Cause No. 2005 MLB 0031

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. The Respondent has been charged with Murder of his Girlfriend and he has a prior history with the Board. He has a long history with the TN Board for supplying controlled substances to his girlfriend. TN accepted the Permanent Voluntary Surrender of his license. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to REVOKE the Respondent's license.

Barai/Malone, 4/0/0

The Board moved to retain back jurisdiction of the matters concerning Wallas Bell, M.D., Alan Richman, M.D. and Anne Nicol, M.D. from the Administrative Law Judge.

Stewart/Malone, 4/0/0

Wallas Newton Bell, M.D., License No. 01042599A, Cause No. 2004 MLB 0042

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Steven Douglas and the court reporter sworn in for this matter was Peggy McNamara. The Respondent has boundary issues. His KY license is on Probation and he has surrendered his CA license.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to REVOKE the Respondent's license.

Stewart/Malone, 4/0/0

Alan Ira Richman, M.D., License No. 01029892A, Cause No. 2005 MLB 0055

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Daniel Cavallini, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. The Respondent's license has been disciplined in the State of FL and AZ for sexual battery. He hypnotized his patients and then had sexual intercourse with them. He has a felony conviction in the State of FL. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to REVOKE the Respondent's license.

Barai/Malone, 4/0/0

Anne Francis Nicol, M.D., License No. 01039831A, Cause No. 2005 MLB 0025

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner and the court reporter sworn in for this matter was Peggy McNamara. The Respondent's license has been disciplined in all of the following States: Rhode Island, West Virginia, Michigan and Hawaii. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to REVOKE the Respondent's license.

Malone/Stewart, 4/0/0

Douglas Paul Bosack, M.D., License No. 01059562A, Cause No. 2004 MLB 0026

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Peggy McNamara. The Respondent responded to the Notice of Proposed Default requesting that the Board not hold him in Default and asked that he be allowed to appear for a hearing. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold this matter in abeyance and set for hearing.

Malone/Barai, 4/0/0

ADMINISTRATIVE LAW JUDGE RECOMMENDATIONS

The Board affirmed the following ALJ recommendations.

Milton Morgan, M.D., License No.01019682A, Cause No. 2003 MLB 2003
Request to withdraw order of Probation.

Mark Doyle, M.D., License No. 010253354A, Cause No. 2003 MLB 0051
Request to withdraw order of Probation.

Attilio Ciochetto, H.A.D., License No. 17001171A, Cause No. 2005 MLB 0054
Indefinite Probation/Fine.

Holt/Stewart, 5/0/0

DISCUSSION

Presentation on House Bill 1306 by Kenyon Kopecky, M.D.

Dr. Kopecky spoke about House Bill 1306; providers must give notification to patients when he/she has a financial interest in the facility to which the patient is being referred. He related an incident with someone he knows in which she was referred to a facility for an MRI. She really didn't want to go to the facility recommended by her Physician but he insisted. Later she found out that he had a financial interest in the facility he recommended. The person declined to file a complaint or appear before the Board as she is still a patient of the Physician. Dr. Kopecky feels that the Physicians are not well informed to this Bill. He feels that something should be done to inform all Physicians of this matter to improve compliance. Dr. Holt stated that the Board should work on avenues to inform all Physicians of this new law. The Board thanked Dr. Kopecky for his presentation.

REVIEW OF INITIAL APPLICATIONS

The Board reviewed the positive response information on the following applicants and approved them for issuance:

Michael Boyd, D.O.	Karen Cho, M.D.	Joseph Creevy, M.D.
Phil Dinsmore, M.D.	Lucius Earles, M.D.	Gregory Frey, M.D.
Virgilio George, M.D.	Giri Gireesan, M.D.	Shane Guffey, M.D.
Benjamin Huang, M.D.	Manuel Marban, M.D.	Regini Mehta, M.D.
Frances Mifsud, M.D.	Marlys Pike, M.D.	Henry Rosenthal, M.D.
Gabriel Salame, M.D.	Ernest Vesta, M.D.	Lawrence Vierra, D.O.
Norman Weinstein, M.D.		

Holt/Stewart, 5/0/0

The Board reviewed the positive response information on the following applicants and requested that they personally appear before the Board:

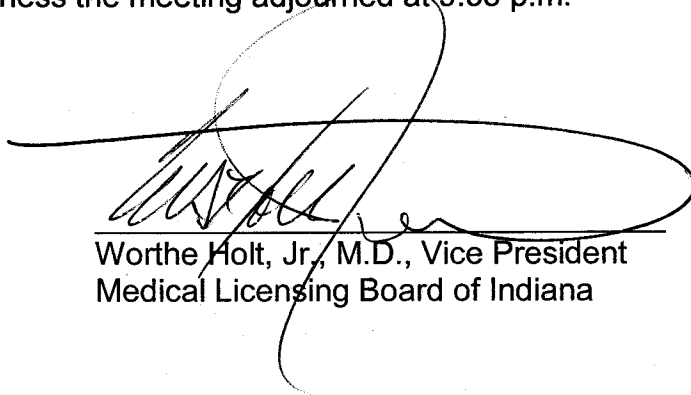
Alan Bautista, M.D.	Stephen Brown, M.D.	Steven Holley, D.O.
---------------------	---------------------	---------------------

Jennifer Hydes, M.D. Richard Morris, M.D.

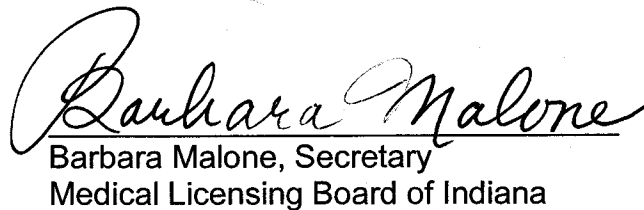
Zarzina Rashid, M.D. - The Board reviewed the application information in Dr. Rashid's file. She took the USMLE step 2 a total of six (6) times before passing. The law states the maximum number of times a step can be taken is five (5). After discussion the Board moved to DENY the applicant's application for licensure.

Holt/Stewart, 5/0/0

There being no further business the meeting adjourned at 9:58 p.m.



Worthe Holt, Jr., M.D., Vice President
Medical Licensing Board of Indiana



Barbara Malone, Secretary
Medical Licensing Board of Indiana